IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.352 OF 2007

Murlidhar Ganpat Khade. ...Petitioner.
Vs.
Nandkumar Gopal Kulkarni & Ors. ...Respondents.
....
Mr. Avinash B. Avhad for the Petitioner.
None for the Respondents.
.....

CORAM :DR.D.Y.CHANDRACHUD, J.
July 4, 2007.

P.C.:

In view of the well settled position in law that revenue proceedings are not conclusive on questions of title, it would neither be appropriate, nor proper for this Court to exercise the supervisory jurisdiction under Article 227 of the Constitution of India. The disputed questions of fact as would arise in a case such as the present, can only be resolved in a substantive suit on title. The Petitioner is at liberty to espouse such remedies as are open to him in law to establish a substantive right. The Writ Petition is accordingly dismissed.

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